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Attorneys for Defendant Michael Leavitt
Secretary of the U.S. Department
of Health and Human Services

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

THUONG VAN TRAN, ET AL.,)	No. 2:05-CV-00767-LKK-PAN
)	
Plaintiffs,)	
)	
v.)	
)	STIPULATION AND ORDER TO
ORANGE COUNTY HEALTH)	EXTEND TIME FOR ANSWER BY THE
AUTHORITY, ET AL.,)	SECRETARY OF HEALTH AND HUMAN
)	SERVICES
Defendants.)	
)	
)	

Pursuant to Local Rule 6-142(a), and subject to the Court's approval, plaintiffs and defendant Michael Leavitt, Secretary of the U.S. Department of Health and Human Services ("the Secretary"), hereby stipulate to extend the time for the Secretary's answer or motion under Fed. R. Civ. P. 12 (currently due next Monday, June 20) to and including August 3, 2005.

The extension is needed because the claims asserted in this case could have significant implications for the federal budget, and the Department of Health and Human Services has not had adequate opportunity to prepare a litigation report addressing

1 all the legal issues, as required to file an adequate response.

2 No extension of time has previously been requested by or
3 granted to the Secretary in this matter.

4 Respectfully submitted,

5 Dated: June 14, 2005

McGREGOR W. SCOTT
United States Attorney

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8 By: /s/ David T. Shelledy
DAVID T. SHELLEDY
Assistant U.S. Attorney
9 Attorneys for Defendant Leavitt

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11 Dated: June 14, 2005

/s/ Lynn S. Carman
LYNN S. CARMAN
12 Attorney for Plaintiffs
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15 ORDER

16 IT IS SO ORDERED.

17 Dated: July 12, 2005

/s/Lawrence K. Karlton
LAWRENCE K. KARLTON
18 Senior Judge
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